

R E M A R K S

Claims 3, 10, 13, 15, 20, and 22 are amended. Claims 1, 2, 11, 12, 14, and 23 are canceled. Re-examination and reconsideration are requested.

In the Decision on Appeal, mailed April 16, 2008, the Board affirmed the examiner's rejections of claims 1, 11, 12, and 23, but reversed the examiner's rejections of claims 3-7, 10, 13, 15-19, and 22. The Board also affirmed the examiner's non-statutory obviousness-type double patenting rejections of claims 1, 3-13, and 15-23.

Re the Claims:

Claim 3 is amended to place it in independent form and to include the limitations of claim 1 (now canceled). Claim 3, and the claims depending therefrom (i.e., claims 4-7), should now be allowable.

Claim 10 is amended to place it in independent form and to include the limitations of claim 1 (now canceled). Claim 10 should now be allowable.

Claim 13 is amended to place it in independent form and to include the limitations of claim 11 (now canceled). Claim 13 should now be allowable.

Claim 15 is amended to place it in independent form and to include the limitations of claim 11 (now canceled). Claim 15, and the claims depending therefrom (i.e., claims 16-19), should now be allowable.

Claim 20 is amended to place it in independent form and to include the limitations of claim 11 (now canceled). Claim 20, and the claim depending therefrom (i.e., claim 21), should now be allowable.

Serial No. 10/623,372

Claim 22 is amended to place it in independent form and to include the limitations of claim 11 (now canceled). Claim 22 should now be allowable.

Re the Double Patenting Rejections:

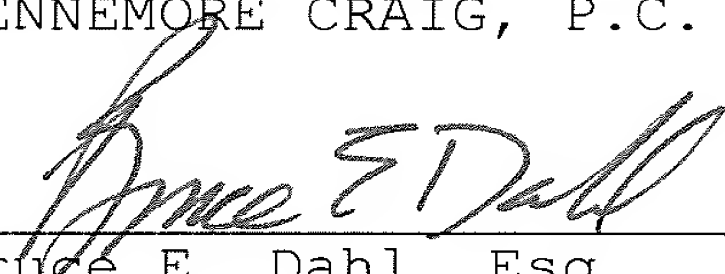
The Board sustained the examiner's rejections of claims 1, 3-13, and 15-23 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-18 of U.S. Patent No. 7,027,367.

In response, applicants submit herewith a terminal disclaimer and required fee. The terminal disclaimer should remove the obviousness-type double patenting rejections.

Claims 3-10, 13, and 15-22 should be in condition for immediate allowance. If any questions or issues remain to be resolved, the examiner is requested to contact the applicants' attorney at the telephone number listed below.

Respectfully submitted,

FENNEMORE CRAIG, P.C.

  
\_\_\_\_\_  
Bruce E. Dahl, Esq.  
Attorney for Applicants  
PTO Registration No. 33,670  
1700 Lincoln Street, Suite 2900  
Denver, CO 80203  
(303) 291-3200

Date: 6-20-08